

City of Round Rock
Work Session and Regular City Council Meeting
February 26, 2009

The Round Rock City Council met in Regular Session on Thursday, February 26, 2009, in the City Council Chamber, 221 E. Main Street.

CALL WORK SESSION TO ORDER – 6:15 P.M.

Mayor McGraw called the work session to order at 6:18 p.m.

ROLL CALL: Those members present were Mayor Alan McGraw, Mayor Pro-Tem Joe Clifford, Councilmember Rufus Honeycutt, Councilmember George White, Councilmember Carlos T. Salinas, Councilmember Scott Rhode and Councilmember Kris Whitfield. Also present were City Manager Jim Nuse, Assistant Manager David Kautz, Assistant City Manager Cindy Demers, and City Attorney Steve Sheets.

PRESENTATIONS:

3A1. Consider a presentation and discussion regarding the updated Tourism Plan prepared by Destination Development Inc. Nancy Yawn, introduced Roger Brooks with Destination Development who gave an update on the City of Round Rock's Tourism Plan and answered questions posed by the Council regarding tourism in Round Rock. He covered some statistics on tourism in Texas and also went over his recommendations to the Council regarding the future of tourism in the City.

CALL REGULAR SESSION TO ORDER – 7:00 P.M.

Mayor McGraw called the meeting to order at 7:09 p.m.

PLEDGE OF ALLEGIANCE:

Mayor McGraw led the following Pledges of Allegiance:

3A. United States Flag

3B. Texas State Flag

CITIZEN COMMUNICATION

There were no citizens wishing to speak.

CONSENT AGENDA:

All items listed with an asterisk (*) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless

requested by a Council member in which event the item will be removed from the consent agenda and considered in its normal sequence on the regular agenda.

*8A. Consider approval of the City Council minutes for February 12, 2009.

*11A1. Consider a resolution authorizing property tax refunds to La Frontera Lodging Partners, L.P. for 2006 and 2007 taxes totaling \$13,395.16.

MOTION: Mayor Pro-Tem Clifford moved to approve the consent agenda.

Councilmember Rhode seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Councilmember Salinas Councilmember Rhode Councilmember Whitfield Mayor Pro-Tem Clifford Mayor McGraw
	Nays:	None

ACTION: The motion carried unanimously.

APPROVAL OF MINUTES:

*8A. Consider approval of the City Council minutes for February 12, 2009. This item was approved under the consent agenda.

PROCLAMATIONS:

9A. Consider proclaiming March 7, 2009 as the "14th Annual Daffodil Festival" in Round Rock.

Mayor McGraw read the following proclamation and presented it to members of the Senior Foundation.

WHEREAS, due to the hard work of the Round Rock Senior Citizens Foundation, the City of Round Rock is now considered the "Daffodil Capital of Texas"; and

WHEREAS, the goal of the Round Rock Senior Citizens Foundation is to turn Round Rock into a sea of daffodils; and

WHEREAS, the daffodils will serve as a beacon to the Round Rock community and social environment for senior citizens; and

WHEREAS, every grassy spot in front of businesses, offices, and throughout the City will have daffodils welcoming spring and everyone to the 14th Annual Daffodil Festival; and

WHEREAS, the Daffodil Festival will have entertainment, games, shopping, foods, arts and crafts, an auction and raffle for everyone of all ages; and

NOW, THEREFORE, I, Alan McGraw, Mayor of the City of Round Rock, Texas, do hereby proclaim March 7, 2009 as the

“14th ANNUAL DAFFODIL FESTIVAL”

in the City of Round Rock and urge everyone to come out to the Allen R. Baca Center on March 7 from 9:00 a.m. to 4:00 p.m. to join the Round Rock Senior Citizens Foundation in celebrating this joyful occasion.

PROCLAIMED this 26th day of February 2009.

PRESENTATIONS:

10A1. Consider a presentation and discussion by the BWM Group regarding the design of the Round Rock Gateway Sign, and possible Council action approving same. Jim Nuse introduced Brian Binkowski of the BWM Group. He introduced Bob Strobeck with the Sign Tech International, who covered four different shades of yellow for the letters on the gateway sign. He showed the council what the different shades look like during the day and during the night.

10B1. Consider a presentation regarding, and action approving the Capital Improvements Plan Progress Semi-Annual Report from the Capital Improvements Advisory Committee. Michael Thane, Utilities Director made the staff presentation.

MOTION: Councilmember Rhode moved to approve the report. Councilmember Honeycutt seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Councilmember Salinas Councilmember Rhode Councilmember Whitfield Mayor Pro-Tem Clifford Mayor McGraw
	Nays:	None

ACTION: The motion carried unanimously.

RESOLUTIONS:

*11A1. Consider a resolution authorizing property tax refunds to La Frontera Lodging Partners, L.P. for 2006 and 2007 taxes totaling \$13,395.16. This item was approved under the consent agenda.

RESOLUTION NO. _____

WHEREAS, the City of Round Rock is mandated by V.T.C.A., Tax Code §31.11 to refund, upon taxpayer application to the tax collector of its taxing unit and upon verification by the auditor of its taxing unit, any overpayment or erroneous payment of taxes; and

WHEREAS, if such amount exceeds \$500.00, then the governing body of the taxing unit must also determine that the payment was erroneous or excessive and must approve the refund, Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,

That the following named taxpayer, La Frontera Lodging Partners, L.P. has made an overpayment or erroneous payment of 2006 and 2007 taxes in the amount of \$13,395.16; that such amount is in excess of \$500.00; that such overpayment or erroneous payment has been verified by the Tax Collector; and that application for refund has been made to the Tax Collector by said taxpayers.

The Council further finds and makes a determination that the payment was erroneous or excessive; and further approves such refund in the amount of \$13,395.16.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 26th day of February, 2009.

11B1. Consider a resolution ranking the offerors' proposals for the Construction Manager at Risk for the City Hall Policy Center. David Bartels of Public Works Administration made the staff presentation.

RESOLUTION NO. _____

WHEREAS, by Resolution No. R-08-12-18-7F1, the City Council, in accordance with §271.114(a) Local Government Code, determined that "Construction Manager-at-Risk" is the delivery method which will provide the best value for the City for the construction of the City Hall Policy Center (the "Project"), and

WHEREAS, the City has advertised for and received proposals from offerors for the Construction Manager-at-Risk for the Project, and

WHEREAS, City Staff has evaluated said proposals in accordance with the published selection criteria and has recommended that the offerors be ranked as set forth in Exhibit "A", and

WHEREAS, the City Council wishes to officially approve the ranking set forth in Exhibit "A", Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,

That the ranking of the offerors' proposals for Construction Manager-at-Risk for the Project as set forth in Exhibit "A" is hereby approved, and the City Manager is hereby authorized to attempt to negotiate a Construction Manager-at-Risk contract in accordance with §271.118(g) Local Government Code.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 26th day of February, 2009.

MOTION: Councilmember Whitfield moved to approve the resolution. Mayor Pro-Tem Clifford seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt
		Councilmember White
		Councilmember Salinas
		Councilmember Rhode
		Councilmember Whitfield
		Mayor Pro-Tem Clifford

Mayor McGraw
Nays: None

ACTION: The motion carried unanimously.

11C1. Consider a resolution approving an amendment to the Transportation Capital Improvement Project (TCIP). John Dean made the staff presentation.

RESOLUTION NO. _____

WHEREAS, the Round Rock Transportation System Development Corporation ("RRTSDC") has previously adopted a Transportation Capital Improvement Plan ("Plan"), and

WHEREAS, the RRTSDC wishes to amend said Plan, and

WHEREAS, the bylaws of the RRTSDC require that said amendments to the Plan be approved by the City Council, and

WHEREAS, the City Council wishes to approve said amendments to the Plan, Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,

That the amendment to the Transportation Capital Improvement Plan approved by the Round Rock Transportation System Development Corporation, which is attached hereto as Exhibit "A", is hereby approved.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 26th day of February, 2009.

MOTION: Councilmember Rhode moved to approve the resolution. Councilmember Honeycutt seconded the motion.

VOTE: Ayes: Councilmember Honeycutt
Councilmember White
Councilmember Salinas
Councilmember Rhode
Councilmember Whitfield
Mayor Pro-Tem Clifford
Mayor McGraw

Nays: None

ACTION: The motion carried unanimously.

11D1. Consider a resolution authorizing the Mayor to execute a contract for Engineering Services with HDR Engineering, Inc. for the Brushy Creek Regional Wastewater Treatment Plant Reuse Facilities-Engineering Feasibility Report and Environmental Services Project. Michael Thane, Utilities Director made the staff presentation.

RESOLUTION NO. _____

WHEREAS, the City of Round Rock desires to retain engineering services for the BCRWWTP Reuse Facilities – Engineering Feasibility Report & Environmental Services Project, and

WHEREAS, HDR Engineering, Inc. has submitted a Contract for Engineering Services to provide said services, and

WHEREAS, the City Council desires to enter into said contract with HDR Engineering, Inc.,
Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,

That the Mayor is hereby authorized and directed to execute on behalf of the City a Contract for Engineering Services with HDR Engineering, Inc. for the BCRWWTP Reuse Facilities – Engineering Feasibility Report & Environmental Services Project, a copy of said contract being attached hereto as Exhibit “A” and incorporated herein for all purposes.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 26th day of February, 2009.

MOTION: Councilmember White moved to approve the resolution. Councilmember Whitfield seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Councilmember White Councilmember Salinas Councilmember Rhode Councilmember Whitfield Mayor Pro-Tem Clifford Mayor McGraw
	Nays:	None

ACTION: The motion carried unanimously.

ADJOURNMENT

There being no further business, the meeting adjourned at 7:49 p.m.

Respectfully Submitted,

Sara L. White, City Secretary